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4 UNITED STATES DISTRICT COURT  
5 EASTERN DISTRICT OF WASHINGTON

6 WHITNEY KELLY,

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8 Plaintiff,

9 vs.

10 BONNEVILLE BILLING &  
11 COLLECTIONS, INC.,

12 Defendant/Third-Party Plaintiff,

13 vs.

14 JARED KELLY,

15 Third-Party Defendant.  
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)  
)  
) NO. 2:17-CV-00144-JLQ

) ORDER DIRECTING ENTRY  
) OF JUDGMENT AND CLOSING  
) FILE

17 BEFORE THE COURT is the parties' Stipulation for Order of Dismissal With  
18 Prejudice (ECF No. 23) and Proposed Order (ECF No. 24). The Stipulation states the  
19 "matter has fully settled and that there is no reason for the cause to longer remain  
20 pending." The Proposed Order specifically includes dismissal of the Complaint (ECF  
21 No. 1) and the Third Party Complaint (ECF No. 7) and the claims therein. Accordingly,

22 **IT IS HEREBY ORDERED:**

23 1. Pursuant to the Stipulation, the Clerk shall enter judgment of dismissal of the  
24 Complaint (ECF No. 1) and the Third Party Complaint (ECF No. 7) and all the claims  
25 therein **with prejudice** and without an award of costs or attorneys' fees.

26 2. The pending Motion for Summary Judgment (ECF No. 20) is **DENIED AS**  
27 **MOOT.**

1       **IT IS SO ORDERED.** The Clerk shall file this Order, enter Judgment, furnish  
2 copies to counsel, and close this file.

3       Dated this 7<sup>th</sup> day of September, 2017.

4                               s/ Justin L. Quackenbush  
5                               JUSTIN L. QUACKENBUSH  
6                               SENIOR UNITED STATES DISTRICT JUDGE  
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